

DECISION



THE COMPTROLLER GENERAL
OF THE UNITED STATES
WASHINGTON, D. C. 20548

FILE: B-183701

DATE: June 18, 1975

MATTER OF: Computer Products Inc.

DIGEST:

Subcontract protest will not be considered on merits since we are unable to conclude on basis of limited record that any of circumstances necessary for our review of subcontract protests exist. Optimum Systems, Inc., B-183039, March 19, 1975, 54 Comp. Gen.

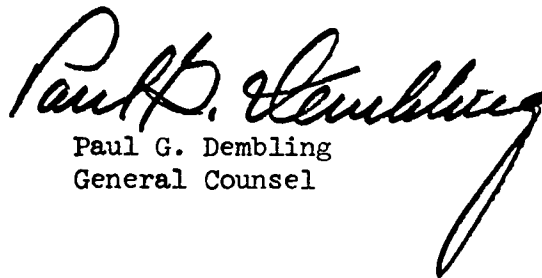
Computer Products Inc. (CPI) protests the award of contracts resulting from requests for bids issued by Lykes Bros. Steamship Co. Inc. in connection with the Shipping Order Information Systems, which is a program administered by the United States Maritime Administration.

In Optimum Systems, Inc., B-183039, March 19, 1975, 54 Comp. Gen. _____, our Office held that we will generally not consider protests against the award of subcontracts by prime contractors such as Lykes, except where (1) the prime contractor is acting as the Government's purchasing agent; (2) the Government's active or direct participation in the subcontractor's selection has a net effect of causing or controlling the rejection or selection of potential subcontractors or of significantly limiting subcontractor sources; (3) there is fraud or bad faith in the Government's approval of the subcontract award, or (4) a subcontract award is "for" the Government.

By letter of April 30, 1975, we furnished CPI a copy of the referenced decision and afforded it an opportunity to furnish us additional details in support of the protest and outline the contract under which Lykes Bros. was operating. While CPI furnished us an additional letter dated May 15, 1975, no information was furnished establishing that the matter comes within any of the stated exceptions cited in the Optimum Systems, Inc., decision, which are necessary for our review of

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the matter. Accordingly, we are closing our files on the matter without any discussion on the merits.


Paul G. Dembling
General Counsel